

# Exhibit D

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO

RENE S. RYMAN, individually and	*	
as personal representative and	*	
next-of-kin of Lowell Edward	*	
Ryman, deceased,	*	
Plaintiff,	*	
VS.	*	CIVIL ACTION NO.:
REGENTS OF THE UNIVERSITY OF	*	
CALIFORNIA d/b/a LOS ALAMOS	*	
NATIONAL LABORATORY, THE ZIA	*	
COMPANY, and THE ZIA COMPANY,	*	
Defendants.	*	CV-08-372

\*\*\*\*\*

ORAL VIDEOTAPED DEPOSITION OF  
RENE S. RYMAN  
VOLUME 2

\*\*\*\*\*

ANSWERS AND DEPOSITION OF RENE S. RYMAN, produced as a witness at the instance of the Defendant Regents of the University of California d/b/a Los Alamos National Laboratory, taken in the above-styled and -numbered cause on the 15th day of December, 2008, A.D., beginning at 8:49 a.m., before Kelly Hassell, a Certified Shorthand Reporter in and for the State of Texas, in the Dallas Love Field Conference Center, located in the Houston Room, Dallas, Texas, in accordance with the Federal Rules of Civil Procedure and the agreement hereinafter set forth.

## A P P E A R A N C E S

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d/b/a LOS ALAMOS NATIONAL LABORATORY:

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## ALSO PRESENT:

MR. MIRANDA GLOVER - Videographer  
MS. CHRISTINE CHANDLER - REGENTS OF THE UNIVERSITY OF  
CALIFORNIA d/b/a LOS ALAMOS NATIONAL LABORATORY

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## P R O C E E D I N G S

THE VIDEOGRAPHER: We're now on the record for the videotaped deposition of Rene Ryman on December 15th, 2008. The time is 8:49 a.m.

Will the court reporter please administer the oath.

RENE S. RYMAN,  
having been first duly cautioned and sworn to testify the truth, the whole truth and nothing but the truth, testified on her oath as follows:

MR. HALL: Are we supposed to announce our appearance or do any of that?

THE COURT REPORTER: If you want to.

MR. HALL: If you --

THE VIDEOGRAPHER: Will counsel please state their appearance for the record.

MR. HALL: Bruce Hall, representing the University of California, along with Christine Chandler.

MR. FIELDS: And Tim Fields, representing Defendant Zia.

MR. HOWELL: And Mike Howell, for the Plaintiffs.

## D I R E C T   E X A M I N A T I O N

BY MR. HALL:

Q     Are you ready?

1 A I am ready.

2 Q Good morning.

3 A Good morning.

4 Q We started your deposition September 16th, 2008,  
5 and you were going to Iraq?

6 A Yes.

7 Q Did you?

8 A Yes.

9 Q All right. You have been there for the last  
10 three months or so?

11 A Right.

12 Q And you're teaching full time; am I right?

13 A Teaching full time and I'm also now the dean of  
14 the business department.

15 Q All right. Who do you report to there?

16 A I report to Dr. Joshua Mitchell, who is the  
17 chancellor.

18 Q Of the university?

19 A Of the university.

20 Q Is -- is he the chancellor in Iraq or --

21 A He's the chancellor in Iraq, right. He's  
22 currently the chancellor and the provost until the provost  
23 returns from a leave in the U.S.

24 Q What responsibilities do you have as dean?

25 A Hiring and managing the faculty, creating course

1 August of this year; am I right?

2 A Right.

3 Q But you have not filed an individual petition for  
4 bankruptcy; am I correct?

5 A Well, I'm not privy to all the different filing  
6 methods of bankruptcy, but I took my attorney's advice and  
7 he said he filed it as a business, and I signed the  
8 petition that he asked me to sign.

9 Q And that was a petition for the business, not for  
10 you, but you -- the petition you did sign was not a  
11 petition for you taking bankruptcy as an individual?

12 A It's my understanding I signed it as a business  
13 because he said he was going to file it as a business.

14 Q Well, could you tell that from reading the  
15 document?

16 A I didn't -- I didn't go through the document in  
17 any great depth.

18 Q Okay. Maybe I'm not asking it right.

19 You haven't filed -- you, Rene Ryman --  
20 haven't filed the petition for bankruptcy?

21 A My belief is that I filed the petition for the  
22 company based on my attorney's advice that he was going to  
23 file it as a business.

24 Q Do you have doubts about it?

25 A I -- I trust what he said.

1 Q All right. Okay. There's no document you've  
2 seen and signed, no document you've seen and signed that  
3 petitions the bankruptcy court for individual bankruptcy?

4 A I believe the one document I saw said "Ryman  
5 Consulting, Incorporated" --

6 Q Yes.

7 A -- and then I believe my name was after that  
8 title, so -- but my attorney -- when I had asked my  
9 attorney about that, he said, I'm filing it as a business,  
10 and I said, okay.

11 Q You have had no intention to file for personal  
12 bankruptcy?

13 A I -- again, not being an expert in bankruptcy  
14 law, I took my information in to the bankruptcy lawyer and  
15 he told me how to file, how he was going to file it.

16 Q And what you told him is that what -- you'll take  
17 bankruptcy for my company?

18 A I didn't even say that. I said, here is my  
19 finances; here's the liabilities; here's my corporate  
20 information; you figure it out.

21 Q Is Ryman Consulting incorporated?

22 A Yes.

23 Q What's the name of this lawyer?

24 A Jeffrey Dahlberg.

25 Q Where is he?

1 A In Loves Park, Illinois.

2 Q Is that near Chicago?

3 A Yeah.

4 Q Where did he -- what -- what court, if you know,  
5 did he file the bankruptcy in?

6 A Federal court.

7 Q Okay. Do you have a copy of the petition?

8 A I might. I haven't seen it.

9 Q Didn't you see it when you signed it?

10 A But I didn't get a copy at that time.

11 Q He did not provide you a copy?

12 A The secretary didn't provide a copy.

13 Q All right. I'd ask that we be produced a copy of  
14 that petition.

15 A Okay.

16 MR. FIELDS: And I have just one follow-up  
17 question.

18 REDIRECT EXAMINATION

19 BY MR. FIELDS:

20 Q Is the -- is this lawsuit mentioned in any of the  
21 documentation you've seen for the filing of this  
22 bankruptcy?

23 A Yes, I believe it is.

24 Q Okay. Is it listed as an asset of -- of your  
25 business?

1 A I don't know how it's listed.

2 Q Okay. And before this filing -- what time frame  
3 are you saying this was filed?

4 A August.

5 Q In August. Have you or your company ever  
6 previously filed for bankruptcy?

7 A No.

8 Q Okay. Do you -- do you understand that this  
9 lawsuit is an asset of your company as opposed to you, or  
10 do you have any idea?

11 A I believe it is.

12 Q Okay. So you believe it is an asset of yours?

13 A I believe it's an asset of either me, my company  
14 or both of us.

15 Q Okay. Obviously, defer that to your -- your  
16 counsel.

17 Do you have any -- what is the status of the  
18 bankruptcy as we sit here today?

19 A I don't know. It's an open case.

20 Q Okay. All right. Do you have any up- -- any  
21 upcoming hearings or anything in this regard?

22 A No.

23 MR. FIELDS: All right.

24 MR. HALL: Okay.

25 THE VIDEOGRAPHER: We are now off the record

1 at 1:18.

2 (End of proceedings at 1:18 p.m.)

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Rene Ryman

December 15, 2008

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1 STATE OF TEXAS )

2 I, Kelly Hassell, a Certified Shorthand Reporter in  
3 and for the State of Texas, do hereby certify that,  
4 pursuant to the agreement hereinbefore set forth, there  
5 came before me on the 15th day of December, A.D., 2008, at  
6 8:49 a.m., at the Dallas Love Field Conference Center,  
7 located in the Houston Room, in the City of Dallas, State  
8 of Texas, the following named person, to wit: RENE S.  
9 RYMAN, who was by me duly cautioned and sworn to testify  
10 the truth, the whole truth and nothing but the truth, of  
11 her knowledge touching and concerning the matters in  
12 controversy in this cause; and that she was thereupon  
13 carefully examined upon her oath, and her examination was  
14 reduced to writing under my supervision; that the  
15 deposition is a true record of the testimony given by the  
16 witness, same to be sworn to and subscribed by said witness  
17 before any Notary Public, pursuant to the agreement of the  
18 parties; and that the amount of time used by each party at  
19 the deposition is as follows:

20 Mr. Hall - 2 hours, 33 minutes,

21 Mr. Fields - 1 hour, 14 minutes,

22 Mr. Howell - 1 minute;

23 I further certify that I am neither attorney or  
24 counsel for, nor related to or employed by, any of the  
25 parties to the action in which this deposition is taken,



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Rene Ryman

December 15, 2008

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1 and further that I am not a relative or employee of any  
2 attorney or counsel employed by the parties hereto, or  
3 financially interested in the action.

4 I further certify that, before completion of the  
5 deposition, the Deponent \_\_\_\_\_, and/or the  
6 Plaintiff/Defendant \_\_\_\_\_, did \_\_\_\_\_ did not \_\_\_\_\_ request  
7 to review the transcript.

8 In witness whereof, I have hereunto set my hand and  
9 affixed my seal this 14 day of January, A.D.,  
10 2009

11 *Kelly Hassell*  
12

13 KELLY HASSELL, CSR No. 5729

14 Cert. Expires 12/31/09

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